

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----  
JOHN WILEY & SONS, INC.,

Plaintiff,

v.

DRK PHOTO, a sole proprietorship,

Defendant.

-----  
DRK PHOTO, a sole proprietorship,

Counterclaimant,

v.

JOHN WILEY & SONS, INC.

Counterdefendant.

X

:

:

:

1:11-CV-05454-KPF

:

:

ECF Case

:

:

:

:

:

:

:

:

:

:

:

:

:

-----  
  
\_\_\_\_\_  
  
**NOTICE OF APPEAL**  
  
\_\_\_\_\_

Notice is hereby given that Defendant and Counterclaimant DRK Photo (“DRK”) in the above-named case appeals to the United States Court of Appeals for the Second Circuit from the judgment entered on March 11, 2015 (Dkt. No. 134), and from all interlocutory orders that gave rise to that judgment, including but not limited to the Order entered on February 21, 2014 (Dkt. No. 106), and the Court’s oral decision rendered on March 4, 2015, insofar as those Orders dismissed DRK’s copyright infringement claims for lack of “statutory standing” and denied DRK’s motion for reconsideration.

Dated: April 9, 2015

Defendant and Counterclaimant DRK Photo,  
by its attorneys,

s/ Christopher Seidman

Christopher Seidman  
Harmon & Seidman LLC  
P.O. Box 3207  
Grand Junction, CO 81502  
Tel: (970) 245-9075  
Fax: (970) 245-8086  
Email: [chris@harmonseidman.com](mailto:chris@harmonseidman.com)

Maurice Harmon (admitted *pro hac vice*)  
Harmon & Seidman LLC  
11 Chestnut Street  
New Hope PA 18938  
Telephone: (917) 561-4434  
[maurice@harmonseidman.com](mailto:maurice@harmonseidman.com)

Amanda L. Bruss (admitted *pro hac vice*)  
Harmon & Seidman LLC  
12354 East Bates Circle  
Aurora, CO 80014  
Tel: (415) 271-5754  
[amanda@harmonseidman.com](mailto:amanda@harmonseidman.com)

CERTIFICATE OF SERVICE

I hereby certify that on April 9, 2015, I caused a true and correct copy of the foregoing pleading to be filed via the cm/ecf system, which will serve a notice of electronic filing to all counsel of record.

*s/ Christopher Seidman*  
Christopher Seidman